

1651

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Menon et al.

Serial No.: 10/034,336

Filed: December 28, 2001

For: TOPICAL COSMETIC COMPOSITION HAVING A NATURAL  
PLANT ACTIVE INGREDIENT AND METHOD OF USING SAME

Examiner: Susan Coe

Art Unit: 1651

Docket No.: 680.0049USU

**RECEIVED**

FEB 13 2003

TECH CENTER 1600/2900

**BOX NON-FEE AMENDMENT  
COMMISSIONER FOR PATENTS  
Washington, D.C. 20231**

Dear Sir:

**AMENDMENT TRANSMITTAL FORM**

We are enclosing an Amendment in the above-identified application.

Petition for extension of time pursuant to 37 C.F.R. §§ 1.136 and 1.137 is hereby made if, and to the extent, required. The fee for this extension of time is calculated to be \$\_\_\_\_\_ to extend the time for filing this response until \_\_\_\_\_.

The fee for any change in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	
Total Claims	16	Minus	30	0	x \$18.00	\$0.00
Independent Claims	1	Minus	2	0	x \$84.00	\$0.00
MULTIPLE DEPENDENT CLAIM FEE				x \$280.00 = \$		
TOTAL FEE FOR CLAIM CHANGES				\$0.00		
1/2 FEE FOR SMALL ENTITY STATUS				\$0.00		

The total fee for this amendment, including claim changes and any extension of time is calculated to be \$\_\_\_\_\_.

\_\_\_ A Request for Extension of Time is attached.

\_\_\_ A check in the amount of \$ 0.00 is attached.

X The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

February 5, 2003

Date



Charles N.J. Ruggiero, Esq.

Attorney for Applicant(s)

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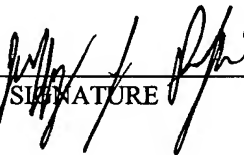
Telefax: (203) 327-6401

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: BOX NON-FEE AMENDMENT, COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON FEBRUARY 5, 2003.

Jeffrey J. Scepanski

NAME



SIGNATURE

02/05/03

DATE



#8/a  
Dmt  
2-21-03

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Commissioner for Patents  
Washington, D.C. 20231

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AMENDMENT

Dear Sir:

This is in response to the Office Action mailed on November 5, 2002. Please amend the above referenced application as follows:

In the Specification:

Please replace the paragraph beginning at page 6, line 30, with the following rewritten paragraph:

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-- The plant ingredients preferably include the following: *Gynostemma*; coconut water; *Azadirachta* (neem including its cell cultures, broth and/or extracts); and *Rhodeola* (also spelled "Rhodiola"). Especially preferred blends of plant ingredients

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